

[Copy of Telegram.]

GROESBECK, TEXAS, October 11, 1871.

(Received at Austin October 11, at 5 o'clock P. M.)

To Senator BOWERS,
 To Governor E. J. DAVIS, } Austin:

A large number of best citizens of the county were organized as special constable's force, and myself placed in command by Judge Oliver. We were placed under Captain Farrow, and acted to his entire satisfaction. I refer you to him. There is no necessity for martial law; all writs, etc., can be executed without opposition. Captain Farrow has seen this dispatch and indorses it.

C. S. MITCHELL,

Commanding Special Constable's Force.

Telegram read, and on motion of Senator Bowers was referred to the Committee on State Affairs.

Question recurring on the motion to adjourn the yeas and nays were called for and carried by the following vote:

Yeas—Mr. President, Baker, Bell, Bowers, Cole, Evans, Flanagan, Gaines, Latimer, Parsons, Pridgen, Pyle, Rawson—13.

Nays—Messrs. Broughton, Dohoney, Douglass, Ford, Hertzberg, Hillebrand, Mills, Pettit, Ruby, Saylor, Shannon—10.

So the Senate at 12:15 adjourned to 10:30 A. M. to-morrow.

TWENTY-THIRD DAY.

SENATE CHAMBER.

AUSTIN, TEXAS, Thursday, Oct. 12, 1871. }

Senate met pursuant to adjournment. President Campbell presiding. Roll called. No quorum present.

Absent—Senators Broughton, Flanagan, Fountain, Hertzberg, Parsons and Pridgen.

Absent, excused—Senators Hall, Pickett and Tendick.

The Sergeant-at-Arms was dispatched for the absentees.

Senators appearing and answering to their names.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

BILLS AND RESOLUTIONS.

By Senator Bowers: A bill (Senate bill No. 493) to be entitled "An act supplemental to 'an act to encourage stockraising and for the protection of stockraisers,' approved May 22, 1871." Read first time and referred to Committee on Stock and Stockraising.

The following House bills were taken from file and respectively referred as follows:

To Committee on Immigration: House bill No. 746, "An act to incorporate the Texas Land and Immigration Company."

To Committee on Stockraising: House bill No. 731, "An act to amend section one of 'an act to encourage stockraising and for the protection of stockraisers,' approved May 22, 1871."

To Committee on Roads, Bridges and Ferries: House bill No. 726, "An act to authorize Howard Keys and his associates to construct a toll bridge across Lake Fork of Sabine River."

To Committee on Private Land Claims: House bill No. 692, "An act for the relief of Wm. Segar and E. B. Shields."

To Committee on Finance: House bill No. 718, "An act making an appropriation for the *per diem* pay of the members, officers and employes of the Twelfth Legislature."

To Committee on Public Debt: House bill No. 776, "An act supplementary to 'an act to provide for the payment of the public debt of the State of Texas,' approved May 2, 1871."

To Committee on Education: House bill No. 130, "An act to prohibit the sale, or otherwise disposing of spirituous or vinous liquors within two miles of Pittsburg Institute, Upshur county, Texas;" House bill No. 714, "An act to incorporate the St. Marys Institute."

To Committee on Internal Improvements: House bill No. 770, "An act to amend the seventeenth section of an act entitled 'an act to incorporate the Indianola, San Antonio and El Paso Railroad Company,' passed April 3, 1871;" House bill No. 707, "An act to incorporate the Southwestern Sleeping Car Company."

To Committee on State Affairs: House bill No. 773, "An act authorizing the transcription of the surveyor's records of Comanche county;" House bill No. 772, "An act to incorporate the San Antonio Water Company;" House bill No. 704, "An act to incorporate the Yorktown Fire Company No. 1, of the town of Yorktown, in the county of De Witt;" House bill No. 688, "An act to repeal 'an act to authorize the citizens of Wallace's Prairie, Grimes county, to erect gates across the public roads in said prairie,' passed May 18, 1871."

To Committee on Judiciary: House bill No. 725, "An act for

the regulation of pilots;" House bill No. 729, "An act amendatory of and supplemental to 'an act to give effect to the several provisions of the Constitution concerning taxes,' approved April 22, 1871;" House bill No. 732, "An act validating certain land certificates."

On motion of Senator Ruby the rules were suspended to take from file House bill No. 728, "An act to incorporate the Washington Steam Fire Engine Company No. 1 of Galveston." Read first time and passed to a second reading.

On motion of Senator Ruby the rules were further suspended and House bill No. 728 read second time and passed to a third reading.

Senator Gaines moved to amend by striking out section six. Carried.

On motion of Senator Gaines the rules were further suspended and House bill No. 728 read third time and passed as amended.

11 o'CLOCK A. M.

SPECIAL ORDER.

Senate bill No. 419, "An act to be entitled 'an act concerning corporations.'"

Senator Dohoney moved that the special order Senate bill No. 419 be postponed until second Tuesday in January. Lost.

Senator Ruby moved that Senate bill No. 419 be laid on the table. Lost.

Senator Dohoney moved that Senate bill No. 419 be recommitted to Committee on Internal Improvements. Lost.

Senator Saylor moved that Senate bill No. 419 be referred to a special committee of three. Carried.

President appointed as such committee, Senators Saylor, Bowers and Pridgen.

On motion of Senator Gaines the rules were suspended to take from file Senate bill No. 437 to be entitled "An act to regulate in part the receipt and disbursement of public money" with House amendment as follows: Section one in lines eight and nine strike out "as money."

On motion of Senator Gaines the above House amendment was concurred in.

On motion of Senator Broughton the rules were suspended to take from file Senate bill No. 487 a bill to be entitled "An act authorizing S. A. Cook to erect and keep a toll bridge across Mineral Bayou in Grayson county. Read second time ordered engrossed and passed to a third reading.

On motion of Senator Broughton, the rules were further suspended and Senate bill No. 487 read third time and passed.

By leave, Senator Bowers introduced a bill (Senate bill No. 494) to be entitled "An act to incorporate the Star Water Works Company." Read first time and referred to Committee on Judiciary.

Senator Saylor moved to suspend the rules to take from file House bill No. 706, "An act to be entitled 'an act for the relief of Pedro Hernandez;'" Motion to suspend the rules lost.

By leave, President Campbell introduced a petition from the citizens of Raines county, in relation to the location of the county site of said county. Petition read, and on motion of Senator Cole referred to Committee on Counties and County Boundaries.

Message from the House by the Chief Clerk, Mr. Gallant, transmitting for concurrence House bill No. 596, "An act to establish the county of Franklin;" also, transmitting for signature of the President the following enrolled House bills:

House bill No. 164, "An act to incorporate the town of Pittsburg, in Upshur county;" House bill No. 723, "An act to amend an act entitled 'an act to prohibit the sale spirituous vinous or other intoxicating liquors within five miles of the public square in the town of Alvarado, Johnson county, Texas;'" House bill No. 763, "An act to prohibit the sale of intoxicating liquors to persons within the scholastic age in the State of Texas;" House bill No. 710, "An act to incorporate the Corpus Christi and Rio Grande Railroad Company;" House bill No. 427, "An act to authorize C. Duncan and G. W. Patten to erect a toll bridge over Aquilla creek, in the county of McLennan, Texas;" House bill No. 282, "An act to authorize Robert Holmes and others to construct a boom across the Brazos river;" House bill No. 733, "An act to incorporate the Edom Academy, in Cook county, Texas;" House bill No. 778, "An prescribing the times of holding the districts courts in the Twenty-sixth Judicial District;" House bill No. 777, "An act to amend an act entitled 'an act to provide for districting the State of Texas into judicial districts,' approved July 2, 1870;" House bill No. 751, "An act to amend an act approved May 2, 1871, entitled 'an act to amend an act entitled an act to incorporate the Galveston City Railroad Company,' approved October 8, 1866;" House bill No. 762, "An act to provide for payment of sheriffs in conveying prisoners to State penitentiary."

Under direction of the President, the Secretary returned to the House the following House bills, with information that the Senate had passed the same without amendment:

House bill No. 196, "An act to incorporate the officers and members of the Fort Worth Masonic Institute No. 148, A., F. and A.

Masons, at Fort Worth, Tarrant county, Texas;" House bill No. 393, "An act to amend section two of an act entitled 'an act defining lawful enclosures, and for other purposes,' approved March 16, 1840."

And, with amendments: House bill No. 696, an act to be entitled "An act to regulate the times of holding courts in the Eleventh Judicial District."

Also, informing the House that the Senate, upon reconsideration, recedes from its amendment to House bill No. 173, "An act to incorporate the Indianola Colored Benevolent Society."

BILLS ON SECOND READING.

Petition of citizens of Medina county, asking that certain occupation tax be remitted to Frederick Heuchling, a citizen of Medina county. Petition read second time, and on motion of Senator Mills the report of the Committee on Finance in recommending that it do not pass was adopted.

Senate bill No. 181, to be entitled "An act to incorporate the Brazos Navigation Company." Read second time.

On motion of Senator Gaines the report of the Committee on Internal Improvements, recommending that it do not pass, was adopted.

Senate joint resolution No. 19, "Joint resolution authorizing and requiring the Commissioner of the General Land Office to issue sixteen sections of six hundred and forty acres of land certificates for each lineal mile, in accordance with section eleven of an act entitled 'an act to incorporate the Columbus Tap Railway Company.'" Read second time.

Senate bill No. 244, to be entitled "An act to authorize the Governor to offer a reward for the discovery of means to destroy the cotton caterpillar." Read second time, and on motion of Senator Broughton Senate bill No. 244 was indefinitely postponed.

On motion of Senator Dohoney the rules were suspended to take from file Senate bill No. 189, to be entitled "An act amending the thirty-eighth section of 'an act to organize the courts of justices of the peace and county courts, and to define their jurisdiction and duties,' approved August 13, 1870."

Upon the statement of Senator Dohoney that Senate bill No. 189, purported to be an act to amend an act already repealed, the President declared Senate bill No. 189 to be out of order.

On motion of Senator Bell the rules were suspended to take from file House bill No. 638, "An act to incorporate the Texas Stock-raising Company." Read first time and passed to a second reading.

On motion of Senator Bell the rules were further suspended and House bill No. 638 read second time and passed to a third reading.

On motion of Senator Bell the rules were further suspended and House bill No. 638 was read third time and passed.

On motion of Senator Broughton the rules were suspended to take from file House bill No. 531, "An act for the relief of George Cox." Read second time and passed to a third reading.

On motion of Senator Broughton the rules were further suspended and House bill No. 531 was read third time and passed.

Report of Committee on Engrossed Bills:

COMMITTEE ROOM, }
Austin, Oct. 12, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed the following Senate bills, to wit:

Senate bill No. 446, "An act to authorize the County Court of Galveston county to issue interest-bearing bonds, for the purpose of funding the present outstanding indebtedness of said county;" Senate bill No. 492, "An act prescribing the mode of proceedings in the district courts, in matters of probate, approved August 15, 1870;" Senate bill No. 460, "An act to provide for and regulate mechanics', contractors', builders', and other liens in the State of Texas;" Senate bill No. 473, "An act to incorporate the Texas Agricultural, Horticultural, Mechanical and Industrial Association of Waco."

Respectfully,

G. T. RUBY,
E. L. DOHONEY.

Report read and received.

On motion of Senator Broughton, the Senate at 12:15 P. M. adjourned until 10:30 to-morrow.